

IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF TENNESSEE  
JACKSON DIVISION

TONY B. LUSBY )  
Plaintiff, )  
v. )  
THE PROCTER & GAMBLE )  
MANUFACTURING COMPANY, )  
a corporation, )  
Defendant. )  
)

NO.: 1-03-1170-T-An

**AMENDED RULE 16(b) SCHEDULING ORDER**

Pursuant to a scheduling conference held on August 25, 2005, the following dates were established as the final dates for:

**COMPLETING ALL DISCOVERY:** Discovery is complete except that Plaintiff will complete all depositions by December 16, 2005.

**FILING DISPOSITIVE MOTIONS:** January 20, 2006.

**FINAL LISTS OF WITNESSES AND EXHIBITS (Rule 26(a)(3)):**

See September 2, 2005 Omnibus Rule 16 Scheduling Order In Related Cases.

**JOINT PRETRIAL ORDER:** November 3, 2006.

**TRIAL:** November 13, 2006.

**OTHER RELEVANT MATTERS:**

Interrogatories, Requests for Production and Requests for Admissions must be submitted to the opposing party in sufficient time for the opposing party to respond by the deadline for completion of discovery. For example, if the FED. R. CIV. P. allow 30 days for a party to respond, then the discovery must be submitted at least 30 days prior to the deadline for completion of discovery.

Motions to compel discovery are to be filed and served by the discovery deadline or within 30 days of the default or service of the response, answer, or objection which is the subject of the motion if the default occurs within 30 days of the discovery deadline, unless the time for filing of such motion is extended for good cause shown, or any objection to the default, response, or answer shall be waived.

The parties are reminded that pursuant to Local Rule 7(a)(1)(A) and (a)(1)(B), all motions, except motions pursuant to FED. R. CIV. P. 12, 56, 59, and 60, shall be accompanied by a proposed Order and a Certificate of Consultation.

The opposing party may file a response to any motion filed in this matter. Neither party may file an additional reply, however, without leave of the court. If a party believes that a reply is necessary, it shall file a motion for leave to file a reply accompanied by a memorandum setting forth the reasons for which a reply is required.

At this time, the parties have not given consideration to whether they wish to consent to trial before the magistrate judge. The parties will file a written consent form with the court should they decide to proceed before the magistrate judge.

*The parties are encouraged to engage in court-annexed attorney mediation or private mediation on or before the close of discovery.*

This order has been entered after consultation with trial counsel pursuant to notice. Absent good cause shown, the scheduling dates set by this Order will not be modified or extended.

**IT IS SO ORDERED.**

S. Thomas Anderson  
S. THOMAS ANDERSON  
UNITED STATES DISTRICT JUDGE

Date: September 02, 2005



## Notice of Distribution

This notice confirms a copy of the document docketed as number 109 in case 1:03-CV-01170 was distributed by fax, mail, or direct printing on September 6, 2005 to the parties listed.

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Honorable James Todd  
US DISTRICT COURT